

FAX TRANSMISSIONRECEIVED
CENTRAL FAX CENTER

APR 29 2008

DATE: April 29, 2008

PTO IDENTIFIER: Application Number 10/023,182-Conf. #3379
Patent Number 7,291,335

Inventor: Elisabeth Stockert et al.

MESSAGE TO: Certificate of Corrections Branch

FAX NUMBER: (571) 273-8300

FROM: FULBRIGHT & JAWORSKI L.L.P.

Norman D. Hanson

PHONE: (212) 318-3168

Attorney Dkt. #: NY-LUD 5466-US7-DIV (10112540)

PAGES (Including Cover Sheet): 9

CONTENTS: Request Pursuant to 37 C.F.R. § 3.81(b)
Copy of Decision dated April 25, 2008
Processing Fee Transmittal (PTO/SB/17i)
Certificate of Correction Form
Payment by credit card: Form PTO-2038 is attached (1 page)
Charge \$130.00 to credit card
Certificate of Transmission (1 page)

If your receipt of this transmission is in error, please notify this firm immediately by collect call to sender at (212) 318-3168 and send the original transmission to us by return mail at the address below.

This transmission is intended for the sole use of the individual and entity to whom it is addressed, and may contain information that is privileged, confidential and exempt from disclosure under applicable law. You are hereby notified that any dissemination, distribution or duplication of this transmission by someone other than the intended addressee or its designated agent is strictly prohibited.

FULBRIGHT & JAWORSKI L.L.P.
666 Fifth Avenue, New York, New York 10103
Telephone: (212) 318-3000 Facsimile: (212) 318-3400

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

Application No. (if known): 10/023,182

PTO/SB/97 (09-04)
Approved for use through 07/31/2006. OMB 0651-0031
U. S. Patent and Trademark Office, U.S. DEPARTMENT OF COMMERCE

Attorney Docket No.: NY-LUD 5466-USPTO

RECEIVED
CENTRAL FAX CENTER

APR 29 2008

Certificate of Transmission under 37 CFR 1.8

I hereby certify that this correspondence is being facsimile transmitted to the United States Patent and Trademark Office.

on April 29, 2008
Date


Signature

Fani Malikouzakis

Typed or printed name of person signing Certificate

Registration Number, if applicable

(212) 318-3220

Telephone Number

Note: Each paper must have its own certificate of transmission, or this certificate must identify each submitted paper.

Request Pursuant to 37 C.F.R. § 3.81(b)
Copy of Decision dated April 25, 2008
Processing Fee Transmittal (PTO/SB/17i)
Certificate of Correction Form
Payment by credit card. Form PTO-2038 is attached (1 page)
Charge \$130.00 to credit card
Certificate of Transmission (1 page)

PTO/SB/17i (01-08)

Under the Paperwork Reduction Act of 1995, no person are required to respond to a collection of information unless it displays a valid OMB control number.

Approved for use through 02/29/2008. OMB 0851-0031
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

PROCESSING FEE Under 37 CFR 1.17(i) TRANSMITTAL (Fees are subject to annual revision)	Application Number	10/023,182-Conf. #3379
	Filing Date	December 17, 2001
	First Named Inventor	Elisabeth Stockert
	Art Unit	1642
	Examiner Name	M. T. B. Davis
	Attorney Docket Number	NY-LUD 5466-US7-DIV

Send completed form to: Commissioner for Patents
P.O. Box 1450, Alexandria, VA 22313-1450

RECEIVED
CENTRAL FAX CENTER

APR 29 2008

Enclosed is a paper filed under 37 CFR 3.81 that requires a processing fee (37 CFR 1.17(i)).
 Payment of \$ 130.00 is enclosed.

This form should be included with the above-mentioned paper and faxed or mailed to the Office using the appropriate Mail Stop, if applicable. For transmittal of petition fees under 37 CFR 1.17(f), (g) or (h), see form PTO/SB/17p.

Payment of Fees (small entity amounts are NOT available for the processing fees)

☒ The Commissioner is hereby authorized to charge the following fees to Deposit Account No. 50-0624:
☐ processing fee under 37 CFR 1.17(i) ☒ any deficiency of fees and credit of any overpayments

Enclose a duplicative copy of this form for fee processing.

☐ Check in the amount of \$ _____ is enclosed.

☒ Payment by credit card (Form PTO-2038 or equivalent enclosed). Do not provide credit card information on this form.

Processing Fees under 37 CFR 1.17(i): Fee \$130

Fee Code 1808 for all,
 Except for \$1,221 papers (Fee Code 1803)

For papers filed under:

- § 1.28(c)(3) - for processing a non-itemized fee deficiency based on an error in small entity status.
- § 1.41 - for supplying the name or names of the inventor or inventors after the filing date without an oath or declaration as prescribed by § 1.63, except in provisional applications.
- § 1.48 - for correcting inventorship, except in provisional applications.
- § 1.52(d) - for processing a nonprovisional application filed with a specification in a language other than English.
- § 1.53(b)(3) - to convert a provisional application filed under § 1.53(c) into a nonprovisional application under § 1.53(b).
- § 1.55 - for entry of late priority papers.
- § 1.71(g)(2) - to enter an amendment to the specification for purposes of 35 U.S.C. 103(c)(2) if not filed within the cited time periods.
- § 1.99(a) - for processing a belated submission under § 1.59.
- § 1.103(b) - for requesting limited suspension of action, continued prosecution application (§ 1.53(d)).
- § 1.103(c) - for requesting limited suspension of action, request for continued examination (§ 1.114).
- § 1.103(d) - for requesting deferred examination of an application.
- § 1.217 - for processing a redacted copy of a paper submitted in the file of an application in which a redacted copy was submitted for the patent application publication.
- § 1.221 - for requesting voluntary publication or republication of an application. Fee Code 1803
- § 1.291(c)(5) - for processing a second or subsequent protest by the same real party in interest.
- § 1.497(d) - for filing an oath or declaration pursuant to 35 U.S.C. 371(c)(4) naming an inventive entity different from the inventive entity set forth in the International stage.
- § 3.81 - for a patent to issue to assignee, assignment submitted after payment of the issue fee.



Signature

April 29, 2008

Date

Norman D. Hanson

Typed or printed name

30,946

Registration No., if applicable

55231131.1

RECEIVED
CENTRAL FAX CENTER

APR 29 2008

Docket No.: NY-LUD 5466-US7-DIV
(PATENT)

I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being transmitted by facsimile to the Attn.: Office of Petitions, Patent and Trademark Office, facsimile no. (571) 273-8300, on the date shown below.

Dated: April 29, 2008

Signature:

Fahri Malikouzakie
(Fahri Malikouzakie)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Letters Patent of:
Elisabeth Stockert et al.

Patent No.: 7,291,335

Issued: November 6, 2007

For: ISOLATED NUCLEIC ACID MOLECULES
ENCODING ESO-1 PEPTIDES AND USES
THEREOF

REQUEST PURSUANT TO 37 C.F.R. § 3.81(b)

Attention: Office of Petitions
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Pursuant to the Decision which issued on April 25, 2008 (copy attached), patentees hereby file this request, pursuant to 37 C.F.R. § 3.81(b).

Specifically, they request that a Certificate of Correction issue pursuant to 37 C.F.R. § 1.323, with the following correction:

Add the following Assignee: CORNELL RESEARCH FOUNDATION,
INC., Ithaca, New York

55231118.1

04/30/2008 PCHGHP 00000025 10023102

01 FC:1464

130.00 0P

RECEIVED
CENTRAL FAX CENTER

Patent No.: 7,291,335

APR 29 2008

Docket No.: NY-LUD 5466-US7-DIV

The subject patent claims priority of Serial Number 09/062,422, which issued as U.S. Patent No. 6,252,052. The Assignment filed in 6,252,052, at Reel 009309 / Frame 0166 controls. The correct information is set forth therein.

This Assignment was submitted for recordation prior to the issuance of this patent.

A Certificate of Correction pursuant to 37 C.F.R. § 1.323 is attached. The required fee was paid previously, i.e., with the submission of the denied petition.

Please charge the processing fee pursuant to 37 C.F.R. § 1.17(i) to our Credit Card in the amount of \$130.00. Credit Card Payment Form SB-2038, with a signature from an authorized cardholder, is enclosed.

Favorable consideration is requested.

Dated: April 29, 2008

Respectfully submitted,

By 

Norman D. Hanson

Registration No.: 30,946

FULBRIGHT & JAWORSKI L.L.P.

666 Fifth Avenue

New York, New York 10103

(212) 318-3000

(212) 318-3400 (Fax)

Attorney for Applicant

PTO/SB/44 (09-07)

Approved for use through 08/31/2010. OMB 0651-0033

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

(Also Form PTO-1050)

**UNITED STATES PATENT AND TRADEMARK OFFICE
CERTIFICATE OF CORRECTION**Page 1 of 1

PATENT NO. : 7,291,335
APPLICATION NO. : 10/023,182
ISSUE DATE : November 6, 2007
INVENTOR(S) : Elisabeth Stockert et al.

It is certified that an error appears or errors appear in the above-identified patent and that said Letters Patent is hereby corrected as shown below:

Add the following Assignee: CORNELL RESEARCH FOUNDATION, INC., Ithaca, New York

Certificate of Correction

I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being transmitted by facsimile to the Patent and Trademark Office, facsimile no. (703) 308-8672, on the date shown below.

Dated: April 29, 2008

Signature: 

(Fani Malikouzakis)

Norman D. Hanson

FULBRIGHT & JAWORSKI L.L.P.

666 Fifth Avenue

New York, New York 10103

55221132.1



UNITED STATES PATENT AND TRADEMARK OFFICE

RECEIVED
CENTRAL FAX CENTER

APR 29 2008

Commissioner for Patents
United States Patent and Trademark Office
P.O. Box 1450
Alexandria, VA 22313-1450
www.uspto.gov

Date : 4/25/08

Patent No. : 7291335 B2
Application No : 10/023182
Inventor(s) : Stockert et al.
Issued : Nov. 6, 2007
Title : ISOLATED NUCLEIC ACID MOLECULES ENCODING ESO-1 PEPTIDES AND USES
THEREOF
Docket No. : NY-LUD 5466-US7-DIV

Re: Request for Certificate of Correction

Consideration has been given your request for the issuance of a certificate of correction for the above-identified patent under the provisions of 37 CFR 1.322 and/or 1.323.

Assignees' names and addresses (assignment data) printed in a patent are based *solely* on information supplied in the appropriate space for identifying the assignment data, i.e., item 3 of the Fee(s) Transmittal Form PTO/ 85D. Assignment of the Invention

Best Available Copy